

CERTIFICATE OF MAILING (37 C.F.R. § 1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as 'Express Mail Post Office to Addressee' in an envelope addressed to Mail Stop 313(c), Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 30, 2004.

EV34815995US

Express Mail Label No.

By

LINDA MAJOR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

AUG 30 2004

In re the application of:

Hassan MOSTAFAVI

Serial Number: 09/893,122

Filing Date: June 26, 2001

For: METHOD AND SYSTEM FOR
PREDICTIVE PHYSIOLOGICAL
GATING

Examiner: **Craig E. Church**

Group Art Unit: **2882**

Confirmation No.: **4891**

OFFICE OF PETITIONS

**PETITION UNDER 37 C.F.R. § 1.313(c)(2) TO WITHDRAW FROM ISSUANCE
AFTER PAYMENT OF THE ISSUE FEE**

MAIL STOP 313(c)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby petitions for the withdrawal of this application from issue in favor of a request for continued examination in compliance with 37 C.F.R. § 1.114.

Applicant files this petition in order to have references considered under 37. C.F.R.

§ 1.97.

The issue fee was paid on June 1, 2004.

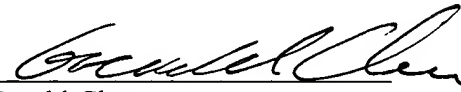
09/02/2004 AKELLEY 00000008 502518 09893122

01 FC:1460 130.00 DA

The Commissioner is hereby authorized to charge any fees due in connection with this petition, including the fee under 37. C.F.R. § 1.17(h), to Deposit Account No. 50-2518, referencing billing no. 7012092001.

Respectfully submitted,

Dated: August 30, 2004

By: 
Gerald Chan
Reg. No. 51,541

Bingham McCutchen LLP
Three Embarcadero Center, Suite 1800
San Francisco, CA 94111-4067
Telephone: (650) 849-4960
Facsimile: (650) 849-4800

Attachments: RCE Transmittal (PTO/SB/30)
Supplemental IDS with 26 cited references
Transmittal Form (PTO/SB/21)
Fee Transmittal for FY 2004 (PTO/SB/17)
Return Postcard